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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/727,908	11/30/2000	Scott Johnson	PALM-3216 . US .P	3695

49637 7590 12/02/2005

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EXAMINER

SHERKAT, AREZOO

ART UNIT	PAPER NUMBER
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2131

DATE MAILED: 12/02/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b> 09/727,908	<b>Applicant(s)</b> JOHNSON ET AL.	
	<b>Examiner</b> Arezoo Sherkat	<b>Art Unit</b> 2131	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 10 September 2005.
- 2a) ☐ This action is FINAL.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-20 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-20 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 30 November 2000 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
 Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
 Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)  | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

**Reopening of Prosecution - New Ground of Rejection After Appeal**

In view of the Appeal Brief filed on Sep. 10, 2005, PROSECUTION IS HEREBY REOPENED. A new ground of rejection set forth below.

To avoid abandonment of the application, appellant must exercise one of the following

two options:

- (1) file a reply under 37 CFR 1.111 ; or,
- (2) request reinstatement of the appeal.

If reinstatement of the appeal is requested, such request must be accompanied by a supplemental appeal brief, but no new amendments, affidavits (37 CFR 1.130, 1.131 or 1.132) or other evidence are permitted. See 37 CFR 1.193(b)(2).

***Claim Rejections - 35 USC § 102***

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Claims 1-20 are rejected under 35 U.S.C. 102(e) as being anticipated by Mehta et al., (U.S. Publication No. 2002/0131404 and Mehta hereinafter).

Regarding claims 1, 9, and 15, Mehta discloses an electronic device having installed software therein for accessing a proxy server, a method comprising the steps of:

a) preventing a user from accessing web clipping applications that are installed on said electronic device and located within said installed software (Page 2, Par. 0013),  
b) said user registering said electronic device with said proxy server using a registration application of said installed software (Page 17, Par. 0139), and c) upon authorized registration of said electronic device with said proxy server, allowing said web clipping applications to be made available for use by said user and otherwise preventing access of said web clipping applications by said user (Pages 11-12, Par. 0098-0103 and Page 13, Par. 0113).

Regarding claims 2 and 16, Mehta discloses wherein said electronic device is a personal information device (PID) comprising handheld organizers, cellular phones, laptop computers, and pagers (Page 1, Par. 0005 and Page 4, Par. 0062).

Regarding claims 3 and 17, Mehta discloses wherein said step a) of preventing a user from accessing web clipping applications is comprised of:

preventing a user from accessing web clipping applications that are installed on said electronic device and located within said installed software by hiding said web clipping applications within said installed software until such time that said device is registered with said proxy server (Page 2, Par. 0013).

Regarding claims 4 and 18, Mehta discloses wherein said step c) of allowing said web clipping applications to be made available is comprised of:

upon authorized registration of said electronic device with said proxy server, revealing said web clipping applications to said user and otherwise preventing access of said web clipping applications by said user (Pages 11-12, Par. 0098-0103).

Regarding claims 5 and 19, Mehta discloses further comprising the step of:

d) said user implements at least one of said web clipping applications to access and retrieve information from a web-site via said proxy server (Pages 11-12, Par. 0098-0103).

Regarding claims 6 and 10, Mehta discloses wherein said step d) of said user implements at least one of said web clipping applications to access and retrieve information is comprised of steps:

d1) said user implements at least one of said web clipping applications, d2) said at least one web clipping application commands a browser application within said installed software to seek web-site data associated with said at least one web clipping application, d3) said browser accesses said proxy server and requests clipped data from said web-site associated with said at least one web clipping application, and d4) said electronic device receives said clipped data requested by said browser from said proxy server (Pages 5-6, Par. 0064-0067).

Regarding claims 7 and 12-14, Mehta discloses wherein said step d) of said user implements at least one of said web clipping applications to access and retrieve information is performed without registration of said electronic device during said access and without a transfer of user authorization information (Pages 11-12, Par. 0098-0103).

Regarding claims 8, 11, and 20, Mehta discloses wherein said installed software upon said electronic device is a result of a step preceding said step a) of preventing a user from accessing web clipping applications, said step preceding comprising, downloading said software from said proxy server onto said electronic device (Page 13, Par. 0111-0113).

### ***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Arezoo Sherkat whose telephone number is (571) 272-3796. The examiner can normally be reached on 8:00-4:30 Monday-Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ayaz Sheikh can be reached on (571) 272-3795. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 2131

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Arezoo Sherkat  
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Nov. 28, 2005



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